

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Linanel BROWN MADISON,)
Plaintiff,)
)
v.) Civil Action No. 17-cv-40168-TSH
)
Timothy CRUZ et al.,)
Defendants.)
)

**MOTION TO DISMISS OF DEFENDANT
FRANK MIDDLETON**

Defendant Frank Middleton respectfully moves, pursuant to Fed. R. Civ. P. 12(b)(6), to dismiss the plaintiff's claims against him.

As grounds, Middleton incorporates his Memorandum in Support of His Motion to Dismiss (#39), filed contemporaneously with this motion. He also notes that this Court previously relieved him of the conference requirement of LR 7.1(A)(2). See #32.

WHEREFORE, Middleton respectfully requests that this Court dismiss the plaintiff's claims against him.

Respectfully submitted,

MAURA HEALEY
ATTORNEY GENERAL

/s/ Eric A. Haskell

September 7, 2018

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be sent electronically by the ECF system to attorneys of record identified on the Notice of Electronic Filing. I further certify that a copy of this document was served on the plaintiff by sending it to him via first class mail, at:

Mr. Linanel Brown Madison, W-109347
Souza-Baranowski Correctional Center
P.O. Box 8000
Shirley, Mass. 01464

/s/ Eric A. Haskell

September 7, 2018

Eric A. Haskell
Assistant Attorney General